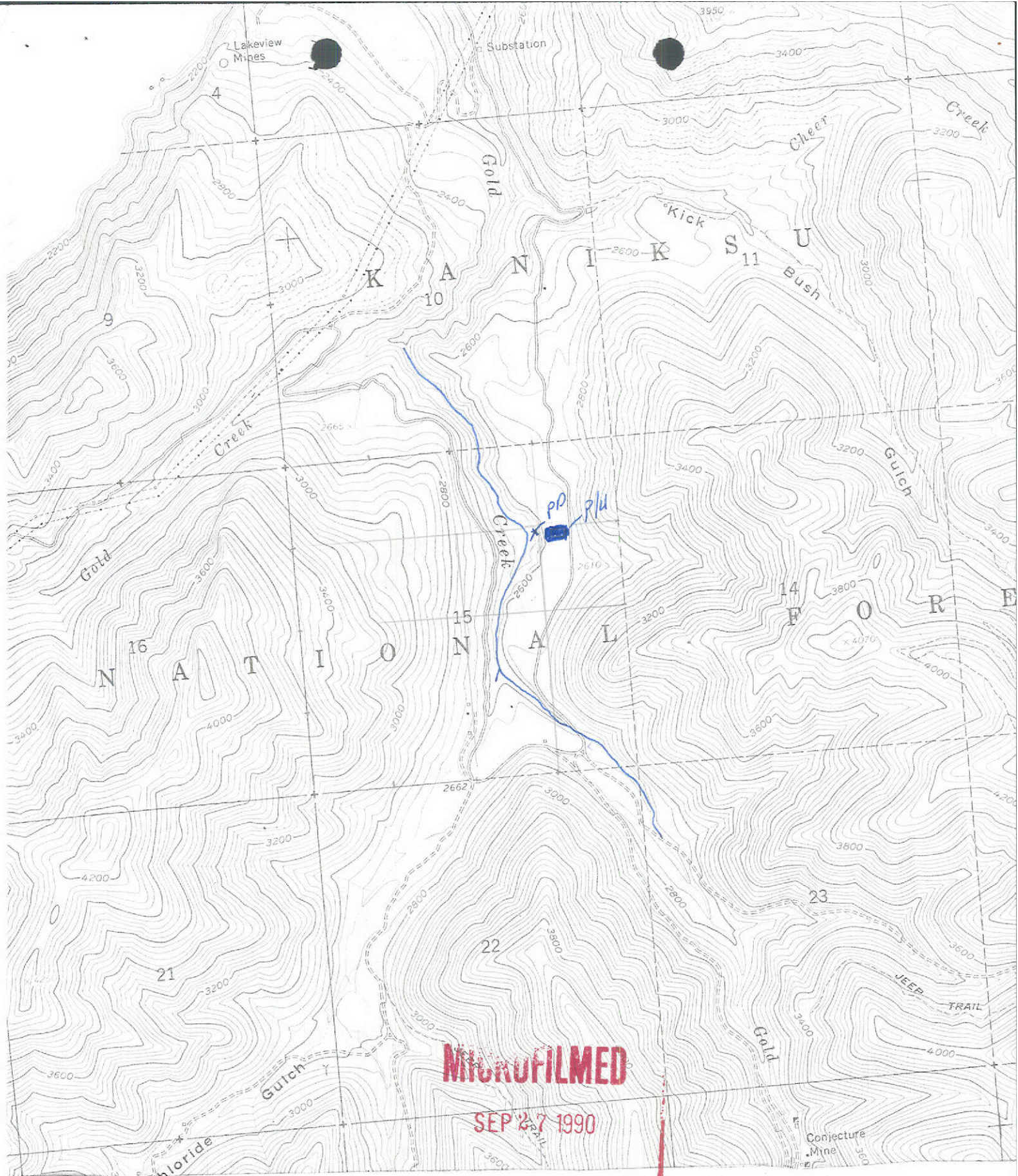




TWP. 53 N RGE. 1W SEC. 15 MAP # E-7 MAP SCALE _____
DATE OF EXAM 10/23/86 PERMIT # 96-8176

RECEIVED

NOV 10 2003

RECEIVED

NOV 07 2003

IDWR/North

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
96-8176					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts. 25⁰⁰
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
 PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Michael A. Young
- Willcut Family Trust- James B. Willcut and Twila G. Willcut
 Trustees
4. New Owner/Claimant(s) Ronald E. Utz and Linda L. Utz
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address PO Box 1324
- City, State and ZIP Code POST FALLS, ID 83877-1324
- New Telephone Number (208) 773-4019
5. Date you acquired the property Nov 4, 2003

MICROFILMED

MAR 29 2004

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

Samuel E. Vetter
Jinda L. Vetter

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by <i>[Signature]</i>	Date <i>11/7/03</i>	Fee <i>\$25.00</i>
Received by <i>[Signature]</i>	Date <i>11/7/03</i>	Receipt No. <i>0016001</i>
Processed by _____	Date _____	WR _____ Date _____

MICROFILMED

MAR 29 2004



AFTER RECORDING MAIL TO:
THE GRANTEE

SANDPOINT TITLE INSURANCE

FILED BY

2003 NOV -01 A 9:54

MARIE SCOTT
BONNER COUNTY RECORDER

3 DEPUTY
3

637841

Escrow No. 03-5011

WARRANTY DEED

FOR VALUE RECEIVED

James B. Willcut and Twila G. Willcut, Trustees of The Willcut Family Trust dated December 12, 1995

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL AND CONVEY unto: Ronald E. Utz and Linda L. Utz, husband and wife

GRANTEES(s), whose current address is: PO Box 1324
the following described real property in Bonner County, State of Idaho, Post Falls, ID 83877
more particularly described as follows, to wit:

See Attached Exhibit "A"

SUBJECT TO: That certain Deed of Trust dated November 1, 2000 and recorded November 2, 2003 as Instrument No. 572264 records of Bonner County, Idaho, in which the Grantor remains responsible.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Date: October 14, 2003

James B. Willcut, Trustee

Twila G. Willcut, Trustee

Notary Acknowledgment - see page 2

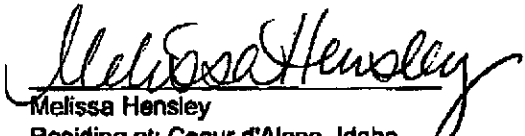
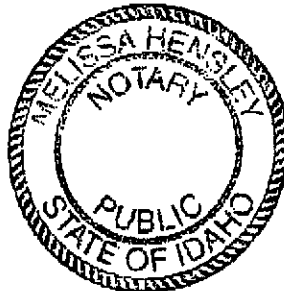
MICROFILMED

MAR 29 2004

WARRANTY DEED - NOTARY ACKNOWLEDGMENT(S):

State of Idaho, County of Kootenai, ss.

On this 3rd day of ~~October~~ November in the year of 2003, before me, the undersigned, a Notary Public in and for said State, personally appeared James B. Willcut and Twila G. Willcut known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, as Trustee of The Willcut Family Trust dated December 12, 1995, and acknowledged to me that he/she/they executed the same as Trustee.


Melissa HensleyResiding at: Coeur d'Alene, Idaho
My commission expires: 11-13-2007

MICROFILMED

MAR 29 2004

Transnation

637841

Transnation Title Insurance Company

Exhibit A

A tract of land located in Section 15, Township 53 North, Range 1 West, Boise Meridian, Bonner County, Idaho, described as follows:

That portion of the Southwest quarter of the Northeast quarter of the Northeast quarter, the Northwest quarter of the Southeast quarter of the Northeast quarter, and the Southwest quarter of the Southeast quarter of the Northeast quarter, lying West of the Lakeview Road No. 278;

The Easterly 147.67 feet of the Southeast quarter of the Southwest quarter of the Northeast quarter; and that portion beginning at the Northeast one sixteenth corner, which is a 2 1/2" X 30" aluminum pipe with a 3" diameter aluminum cap;

thence South 00 degrees 45' 29" West, 46.75 feet, to a 5/8" diameter steel bar, with 1 1/2" diameter aluminum cap;

thence North 89 degrees 14' 31" West, 20.00 feet, to a 5/8" diameter steel bar, with a 1 1/2" diameter aluminum cap;

thence North 00 degrees 45' 29" East, 200.00 feet, to a 5/8" diameter steel bar, with 1 1/2" diameter aluminum cap;

thence South 89 degrees 14' 31" East, 20.00 feet, to a 5/8" diameter steel bar, with a 1 1/2" diameter aluminum cap;

thence South 00 degrees 45' 29" West, 153.25 feet to the Point of Beginning;

EXCEPTING A parcel described as follows:

That portion of the South half of the Northeast quarter of Section 15, Township 53 North, Range 1 West, Boise Meridian, Bonner County, Idaho, more particularly described as follows:

Beginning at the center East one sixteenth corner of Section 16, a 3 1/4" U.S.F.S. aluminum cap by RLS 853, said corner being the True Point of Beginning;

thence North 89 degrees 05' 33" West along the East-West center of section line a distance of 147.67 feet to a 5/8" rebar with a 1 1/2" aluminum cap by RLS 853;

thence leaving said center of section line North 00 degrees 45' 29" East, 166.26 feet;

thence South 89 degrees 05' 33" East, 347.87 feet to a point on the Northwestern right of way of U.S.F.S. Road #278;

thence Southwesterly along said right of way on a curve to the left having a radius of 1321.93 feet, a delta of 5 degrees 41' 46", a chord bearing of South 32 degrees 51' 07" West, a chord distance of 131.37 feet and an arc length of 131.42 feet;

thence continuing along said right of way South 30 degrees 28' 54" West, 62.99 feet to the aforesaid East-West center of section line and a 5/8" rebar by RLS 853;

thence North 89 degrees 05' 33" West along said center of section line 99.17 feet to the True Point of Beginning;

Said property is also known as lying on the West side of County Road No. 53-B, 2 miles South of Lakeview, Idaho.

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MAR 29 2004

25276

AFTER RECORDING MAIL TO:
 Pioneer Title Co.
 PO Box 486
 Coeur d'Alene, ID 83816

572263

A Pioneer Company

PIONEER TITLE COMPANY
 OF KOOTENAI COUNTY

100 Wallace Ave. / Coeur d'Alene, Idaho 83814 / Telephone (208) 664-8254

Order No. 81835DM

QUITCLAIM DEED

For Value Received

JAMES B. WILLCUT AND TWILA G. WILLCUT, HUSBAND AND WIFE

do hereby convey, release, remise and forever quit claim unto

JAMES B. WILLCUT AND TWILA G. WILLCUT, TRUSTEES OF THE WILLCUT FAMILY TRUST DATED
 DECEMBER 12, 1995

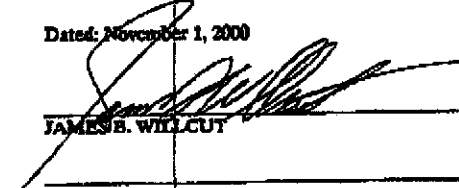
whose address is P.O. BOX 1012, HAYDEN, ID 83835

the following described premises, to-wit:

SEE EXHIBIT 'A' ATTACHED HERETO AND MADE A PART HEREOF FOR LEGAL DESCRIPTION

together with their appurtenances, together with any after acquired title.

Dated: November 1, 2000

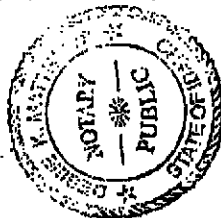

 JAMES B. WILLCUT


 TWILA G. WILLCUT

STATE OF IDAHO)

COUNTY OF KOOTENAI)

On This 1st day of November, in the year 2000, before me, a Notary Public in and for said State, personally appeared JAMES B. WILLCUT AND TWILA G. WILLCUT, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.



Heidi K. Morrison
 Notary Public in and for said State
 Residing at COEUR D'ALENE
 Commission expires: 3-30-2005

FILED BY
 SANDPOINT TITLE INSURANCE
 200 NOV - 2 A P M
 HAZEL SCOTT
 BONNER COUNTY RECORDER
 DEPUTY

MICROFILMED
 MAR 29 2004

**Transnation.**
A LANDAMERICA COMPANY

TRANSNATION TITLE INSURANCE COMPANY

572263

Exhibit A

A tract of land located in Section 15, Township 53 North, Range 1 West, Boise Meridian, Bonner County, Idaho, described as follows:

That portion of the Southwest quarter of the Northeast quarter of the Northeast quarter, the Northwest quarter of the Southeast quarter of the Northeast quarter, and the Southwest quarter of the Southeast quarter of the Northeast quarter, lying West of the Lakeview Road No. 278;

The Easterly 147.67 feet of the Southeast quarter of the Southwest quarter of the Northeast quarter; and that portion beginning at the Northeast one sixteenth corner, which is a 2 1/2" X 30" aluminum pipe with a 3" diameter aluminum cap;

thence South 00 degrees 45' 29" West, 46.75 feet, to a 5/8" diameter steel bar, with a 1 1/2" diameter aluminum cap;

thence North 89 degrees 14' 31" West, 20.00 feet, to a 5/8" diameter steel bar, with a 1 1/2" diameter aluminum cap;

thence North 00 degrees 45' 29" East, 200.00 feet, to a 5/8" diameter steel bar, with a 1 1/2" diameter aluminum cap;

thence South 89 degrees 14' 31" East, 20.00 feet, to a 5/8" diameter steel bar, with a 1 1/2" diameter aluminum cap;

thence South 00 degrees 45' 29" West, 153.25 feet to the Point of Beginning;

EXCEPTING A parcel described as follows:

That portion of the South half of the Northeast quarter of Section 15, Township 53 North, Range 1 West, Boise Meridian, Bonner County, Idaho, more particularly described as follows:

Beginning at the center East one sixteenth corner of Section 16, a 3 1/4" U.S.F.S. aluminum cap by RLS 853, said corner being the True Point of Beginning;

thence North 89 degrees 05' 33" West along the East-West center of section line a distance of 147.67 feet to a 5/8" rebar with a 1 1/2" aluminum cap by RLS 853;

thence leaving said center of section line North 00 degrees 45' 29" East, 166.26 feet;

thence South 89 degrees 05' 33" East, 347.87 feet to a point on the Northwesternly right of way of U.S.F.S. Road #278;

thence Southwesterly along said right of way on a curve to the left having a radius of 1321.93 feet, a delta of 5 degrees 41' 46", a chord bearing of South 32 degrees 51' 07" West, a chord distance of 131.37 feet and an arc length of 131.42 feet;

thence continuing along said right of way South 30 degrees 28' 54" West, 62.99 feet to the aforesaid East-West center of section line and a 5/8" rebar by RLS 853;

thence North 89 degrees 05' 33" West along said center of section line 99.17 feet to the True Point of Beginning;

Said property is also known as lying on the West side of County Road No. 53-B, 2 miles South of Lakeview, Idaho.

10/07/2003
AFTER RECORDING MAIL TO:
PIONEER TITLE
P.O. BOX 486
COEUR D'ALENE, ID 83814

405553

FILED BY _____

'92 MAY 11 PM 4 18

12.00

TRUSTEE'S DEED

RECORDED OF BONNER

Pioneer Title Company of Kootenai County, ~~County~~ ^{Bonner} Corporation
(herein called Trustee) as Trustee under the deed of trust hereinafter particularly described, does hereby Bargain, Sell and Convey, without warranty, to James B. Willcut and Twila G. Willcut, husband and wife; Harold Deming, a single man; and James R. Madel and Kathryn B. Madel, husband and wife, whose current address is: P.O. Box 1017 Hayden, ID 83835, all of the real property situated in the County of Bonner, State of Idaho described as follows:

See Attached Exhibit A

This conveyance is made pursuant to the powers conferred upon Trustee by the deed of trust between Michael A. Young, as his separate estate as Grantor, the Trustee herein, and James B. Willcut and Twila G. Willcut, husband and wife; Harold Deming, a single man; and James R. Madel and Kathryn B. Madel, husband and wife as beneficiary, recorded December 18, 1990 as Instrument No. 384471, Bonner County, Idaho Mortgage records, and after the fulfillment of the conditions specified in said deed of trust authorizing this conveyance as follows:

(a) Default occurred in the obligations for which such deed of trust was given as security and the beneficiary made demand upon the said trustee to sell property pursuant to the terms of said deed of trust. Notice of default was recorded as Instrument No. 398893, Bonner County Mortgage records and in the office of the Recorder of each other county in which the property described in said deed of trust, or any part thereof, is situated, the nature of such default being as set forth in said notice of default. Such default still existed at the time of sale.

(b) After recordation of said Notice of Default, trustee gave notice of the time and place of the sale of said property by registered or certified mail, by personal service upon the occupants of said real property, by posting in a conspicuous place on said premises and by publishing in a newspaper of general circulation in each of the counties in which the property is situated as more fully appears in affidavits recorded at least 20 days prior to the date of sale as Instrument No. 402815, Instrument No. 402814 Bonner County Idaho Mortgage records.

(c) The provisions, recitals and contents of the Notice of Default referred to in paragraph (a) supra and of the Affidavits referred to in paragraph (b) supra shall be and they are hereby incorporated herein and made an integral part hereof for all purposes as though set forth herein at length.

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MAR 29 2004

405553

(d) All requirements of law regarding the mailing, personal service, posting, publication and recording of the notice of default, and notice of sale and for all other notices have been complied with.

(e) Not less than 120 days elapsed between the giving of notice of sale by registered or certified mail and the sale of said property.

(f) Trustee, at the time and place of sale fixed by said notice, at public auction, in one parcel, struck off to Grantee, being the highest bidder thereof, the property herein described for the sum of \$82,665.34, subject however to all prior liens and encumbrances. No person or corporation offered to take any part of said property less than the whole thereof for the amount of principal, interest, advances and costs.

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused its corporation name to be hereunto subscribed by its Trust Officer.
Dated this May 8, 1992.

PIONEER TITLE COMPANY OF KOOTENAI COUNTY, TRUSTEE

BY: 

Eric B. Nelson, Trust Officer

State of Idaho)
County of Ada) ss.

On this 8TH day of MAY, 1992, before me, the undersigned, a Notary Public in and for said State, personally appeared Eric B. Nelson, known or identified to me to the Trust Officer of the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

Notary Public: 
Residing at: Boise, Idaho
My Commission expires: 6-25-97
P-107920 ST-6692

MICROFILMED

MAR 29 2004

405553

EXHIBIT "A"

IN THE STATE OF IDAHO, COUNTY OF BONNER

A tract of land located in Section 15, Township 53 North, Range 1 West, Boise Meridian, Bonner County, Idaho, described as follows:

That portion of the Southwest Quarter of the Northeast Quarter of the Northeast Quarter, the Northwest Quarter of the Southeast quarter of the Northeast quarter, and the Southwest Quarter of the Southeast Quarter of the Northeast Quarter lying West of the Lakeview Road No. 278;

THENCE Easterly 147.67 feet of the Southeast quarter of the Southwest quarter of the Northeast Quarter; and that portion beginning at the Northeast one sixteenth corner, which is a 2-1/2" x 30" aluminum pipe with a 3" diameter aluminum cap;

THENCE South 00 degrees 45' 29" West a distance of 46.75 feet, to a 5/8" diameter steel bar, with 1-1/2" diameter aluminum cap;

THENCE North 89 degrees 14' 31" West a distance of 20.00 feet, to a 5/8" diameter steel bar, with a 1-1/2" diameter aluminum cap;

THENCE North 00 degrees 45' 29" East a distance of 200.00 feet, to a 5/8" diameter steel bar, with a 1-1/2" diameter aluminum cap;

THENCE South 89 degrees 14' 31" East a distance of 20.00 feet, to a 5/8" diameter steel bar, with a 1-1/2" diameter aluminum cap;

THENCE South 00 degrees 45' 29" West a distance of 153.25 feet to the point of beginning;

EXCEPTING A PARCEL DESCRIBED AS FOLLOWS:

That portion of the South Half of the Northeast Quarter of Section 15, Township 53 North, Range 1 West, Boise Meridian, Bonner County, Idaho, more particularly described as follows:

COMMENCING at the center East 1/16 corner of Section 16, a 3 1/4" U.S.F.S. aluminum cap by RLS 853, said corner being the True Point of Beginning;

THENCE North 89 degrees 05' 33" West along the East-West center of section line a distance of 147.67 feet to a 5/8" rebar with a 1 1/2" aluminum cap by RLS 853;

THENCE leaving said center of section line North 00 degrees 45' 29" East, 166.26 feet;

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MAR 29 2004

405553

THENCE South 89 degrees 05' 33" East, 347.87 feet to a point on the Northwesterly right of way of U.S.F.S. Road #278;

THENCE Southwesterly along said right of way on a curve to the left having a radius of 1321.93 feet, a delta of 5 degrees 41' 46", a chord bearing of South 32 degrees 51' 07" West, a chord distance of 131.37 feet and an arc length of 131.42 feet;

THENCE continuing along said right of way South 30 degrees 28' 54" West, 62.99 feet to the aforesaid East-West center of section line and a 5/8" rebar by RLS 853;

THENCE North 89 degrees 05' 33" West along said center of section line 99.17 feet to the True Point of Beginning;

Said property is also known as lying on the West side of County Road No. 53-B, 2 miles South of Lakeview, Idaho.

MICROFILMED

MAR 29 2004

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08176

Priority: April 21, 1983

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.04 CFS
2.5 AF

This is to certify, that MICHAEL A. YOUNG

LAKE VIEW LANDING

BAYVIEW, ID 83803

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 21, 1983; and has submitted Proof of Beneficial Use on April 21, 1983. An examination indicates that the works have a diversion capacity of .040 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
COMMERCIAL	01/01 to 12/31	0.04 CFS	1.3 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	0.04 CFS	2.5 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 15, Township 53N, Range 01W
BONNER County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

53N 01W 15 SENE

PLACE OF USE: DOMESTIC, same as COMMERCIAL use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 2 homes.

MICROFILMED

SEP 27 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08176

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 17TH
day of AUGUST, 1990.

Acting for


R. Keith Higginson, Director

MICROFILMED

SEP 27 1990

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 96-08176

RECEIVED

AUG 02 1990

NORTHERN REGION
IDWR

APPROVED

Date of Priority: April 21, 1983

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.04 CFS
2.5 AF

Comes now
LAKEVIEW LANDING
BAYVIEW, ID 83803

CAROL J. BERTONI *Young*

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 96-08176, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
COMMERCIAL	01/01 to 12/31	0.04 CFS	1.3 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	0.04 CFS	2.5 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 15, Township 53N, Range 01W
BONNER County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

53N 01W 15 SENE

PLACE OF USE: DOMESTIC, same as COMMERCIAL use

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Coeur d'Alene, this 2nd day of August, 1990.

Carol J. Bertoni Young
(Signature)

MICROFILMED

SEP 27 1990

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 96-08176

FOR DEPARTMENT USE ONLY

Preliminary check by TK Fee ✓\$20.00 Received by TK Date 8/2/90 (N3978)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

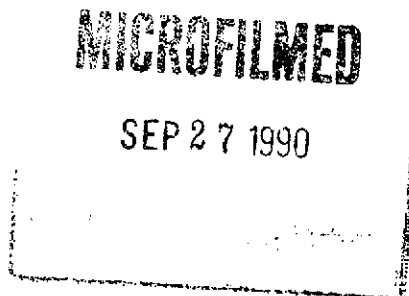
I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 96-08176 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 2 homes.

Witness my hand this 17th day of August, 1990.

R. Keith Higginson
R. Keith Higginson, Director
Acting for



State of Idaho
Department of Water Resources

RECEIVED

AUG 02 1990

NORTHERN REGION
IDWR

ASSIGNMENT OF PERMIT

I, CAROL J. BERTONI YOUNG hereby assign to MICHAEL A. YOUNG

of LAKE VIEW LANDING BAYVIEW, ID. 83803
(address)

(Select A or B)

A. x All my right, title and interest in and to Permit # 96-08176 to appropriate the public waters of the State of Idaho.

B. The following described portion of my right, title, and interest in and to Permit# to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage and/or number and type of uses within each 40 acre subdivision, legal description of the point of diversion and the amount of water in cubic feet per second for direct diversion, or acre feet for storage).

Made this 21st day of August, 19 90.

Carol J. Bertoni Young
Permit Holder

State of Idaho)

County of Fortner)

ss.

Spouse of Permit Holder

On this 21st day of August, 19 90, personally appeared before me the signer (s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

seal

MICROFILMED

SEP 27 1990

My commission expires:

12/10/93

Patricia M. Steyer
Notary Public residing at

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Carol J. Bertoni Phone _____

Post office address Lakeview Landing - Bayview, Idaho 83803

2. Source of water supply well groundwater which is a tributary of _____

3. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 15 Township 53N

Range 1W B.M. Banner County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.08 ^{gpm} for Domestic purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 04 for Commercial purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.12 0.08 ^{gpm} cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 6" well w/ 1 H.P. Pump
(Star Rite Submersible) 140 Ft. deep

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 6 inches; proposed depth of well is 140 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 15 Township 53N
Range 1W B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 3.

(5) If water is to be used for other purposes describe: Campground & resort
2 homes & tavern

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[illegible]

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. _____

9. a. Who owns the property at the point of diversion Applicant

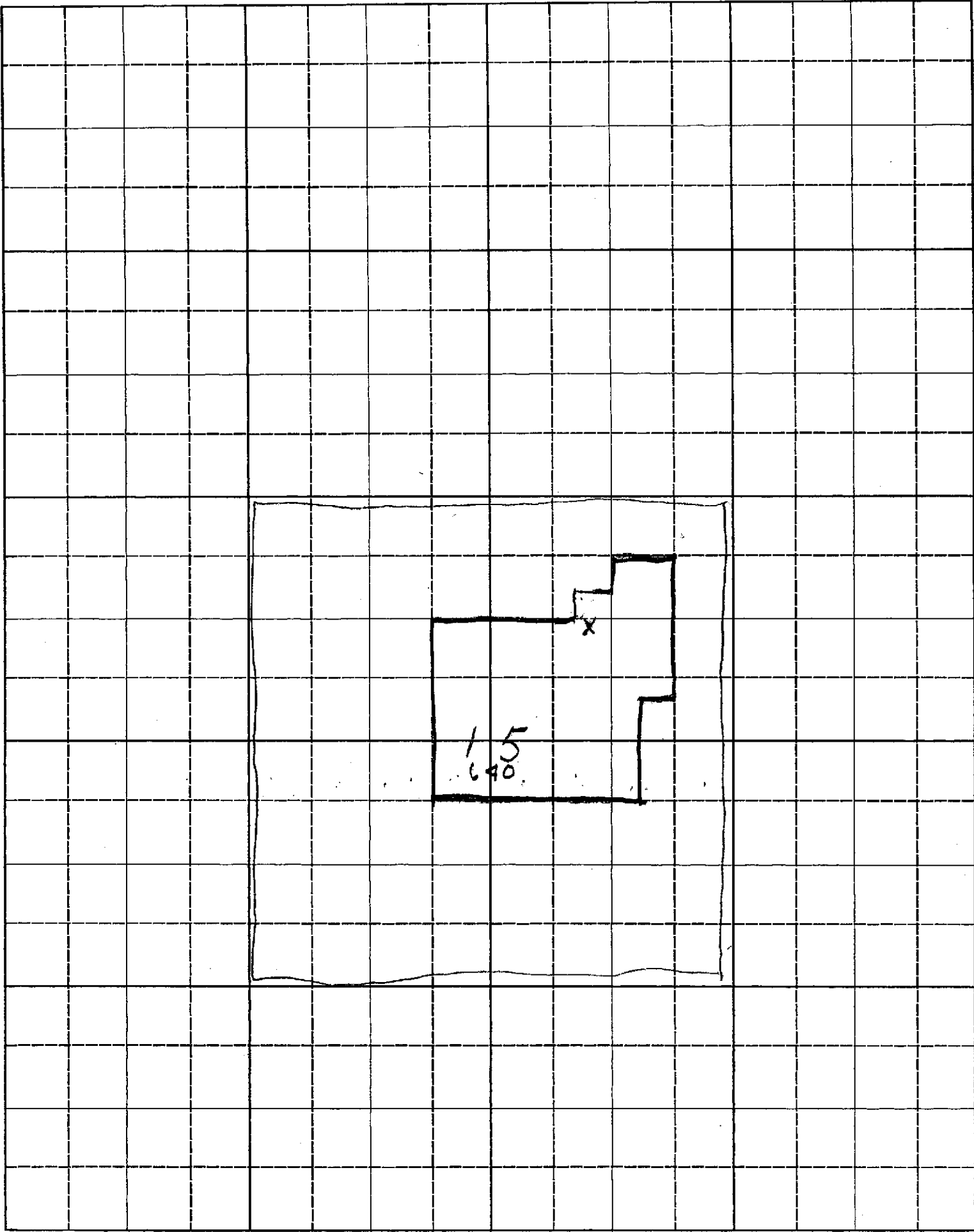
b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks _____

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins or other markings on the paper.

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Carol J. Bertoni
(Applicant)

MICROFILMED

MICROFILMED

Proposed Priority April 21, 1983

Received by RGH Date 4/21/83 Time 2:30PM

Preliminary check by RGH Fee \$ 3000

Receipted by RGH Date 4/21/83 # 27583

Publication prepared by RGH Date 4/28/83

Published in Sanjour Bee

Publication dates 5/4 + 11/83

Publication approved RB Date 6/10/83

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RGH RC

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 96-8176, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- SUBJECT TO ALL PRIOR WATER RIGHTS.
- Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 19 88.
- The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- Other:

Witness my hand this 15 day of July, 1983.

David R. Tuttle
Acting Chief, Operations Bureau

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Pete Thompson being first duly sworn on oath deposes and says that he is publisher of the Sandpoint Daily Bee, and News Bulletin, newspapers printed and published at Sandpoint, in Bonner County, Idaho; that the said newspapers have been continuously and uninterruptedly published in said Bonner County during a period of 12 months prior to the first publication of the hereto attached notice of publication in the case of _____

LEGAL NOTICE

as it was published in the regular and entire issue of the said paper for a period of 2 consecutive weeks, commencing on May 24 day of May, 1983 and ending on the 11 day of May, 1983 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this 4 day of June, 1983.

Edell M Thompson

Notary Public for Idaho,

Residing at Sandpoint, Idaho

NOTICE OF
APPLICATION
FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

96-8176 *gic*

BERTONI, CAROL J.
LAKEVIEW LANDING,
BAYVIEW, ID 83803
Source: GROUNDWATER
Date Filed: 04/21/1983
Diversion Pt: SWNE Sec 15
T 53N R 01W
Use: COMMERCIAL (0.04
CFS)
DOMESTIC (0.08 CFS)
In: SENW Sec 15 T 53N R
01W

96-8177

BYERS/RYAN PARTNER-
SHIP
RT. 1 BOX 299, MEDICAL
LAKE, WA 99022
Source: PEND ORIELLE
RIVER trib. to PEND
OREILLE LAKE
Date Filed: 04/21/1983
Diversion Pt: LOT 06 Sec 04
T 56N R 03W
Use: IRRIGATION (0.10
CFS)
DOMESTIC (0.10 CFS)
In: LOT 06 LOT 07 Sec 04 T
56N R 03W FOR 5 ACRES

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814 on or before MAY 23, 1983.

KENNETH DUNN
Director

Published May 4, 11, 1983
Dept. of Water Resources

RECEIVED

JUN 10 1983

Department of Water Resources
Northern District Office

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 10, 2003

RONALD E UTZ
LINDA L UTZ
PO BOX 1324
POST FALLS ID 83877-1324

RE: Change of Ownership for Water Right 96-8176

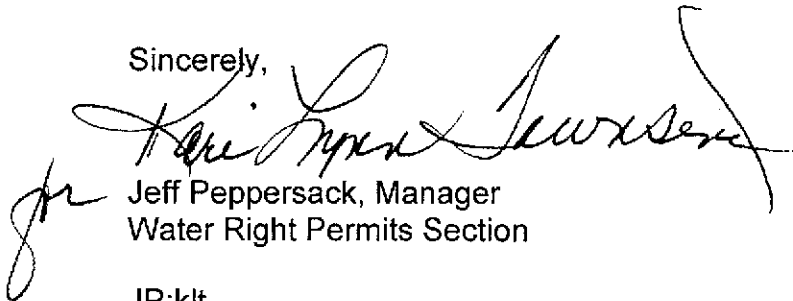
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,


Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

MICROFILMED
MAR 29 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

Fax (208) 769-1454

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RECEIVED

NOV 12 2003

Department of Water Resources

November 7, 2003

RONALD E & LINDA L UTZ
PO BOX 1324
POST FALLS ID 83877-1324

Re: Water Right 96-8176

Dear Mr. and Mrs. Utz:

This acknowledges receipt of the Notice of Change in Water Right Ownership papers for the above referenced water right, changing the ownership to you.

We are forwarding the paperwork to the State Office for processing.

If you have any questions, please contact KariLynn Townsend in our State Office, at 208-327-7941.

Sincerely,

Dianne Ball
Administrative Assistant

Enc.

db

cc: IDWR State Office
Willcut Financial Services, Attn Twila G. Willcut
PO Box 1012, Hayden, ID 83835
Together with receipt No. N016001
for Lawyers Title of Kootenai County.

MICROFILMED

MAR 29 2004

Willcut Financial Services
P. O. Box 1012
Hayden, Id 83835

RECEIVED

NOV 19 2003

Department of Water Resources

RECEIVED
NOV 17 2003
IDWR/NOH

November 6, 2003

Idaho Department of Water Resources
Attn: Dianne Ball
1910 Northwest Blvd. Suite 210
Coeur d'Alene, Id 83814

Re: Willcut to Utz
Sale of the Happy Hermit

Dear Dianne:

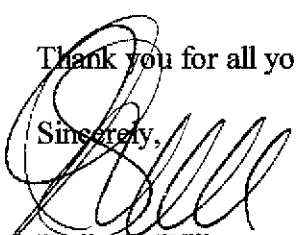
Enclosed please find the following:

1. Check for \$25.00
2. Documents requested.

Should you have any questions or need anything further please call 772-8558 and ask for Jim or myself.

Thank you for all your help.

Sincerely,


Twila G. Willcut

MICROFILMED

MAR 29 2004

August 17, 1990

MICHAEL A. YOUNG
LAKE VIEW LANDING
BAYVIEW, ID 83803

RE: PERMIT NO. 96-08176

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

SEP 21 1990

June 25, 1990

CAROL J. BERTONI
LAKEVIEW LANDING
BAYVIEW, ID 83803

RE: PERMIT NO. 96-08176

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED
SEP 27 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

96-8176
Permit No.

Staff Analysis Sheet
for
Beneficial Use Field Report

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index 1 10/22/86 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of exam(s) attached?
Type of Overlap? ☐ Add acres or uses to existing system
☐ Increase rate of flow or volume
☐ Other: _____

Check of P/U index 1 10/22/86 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of water right(s) attached?
Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☐ Increase number of acres within tracts
☐ Other: _____

Aerial Photo

Required? ☐ yes ☒ no If yes: ☐ copy attached?

Scheduling Letter sent? _____ (Initial and date)

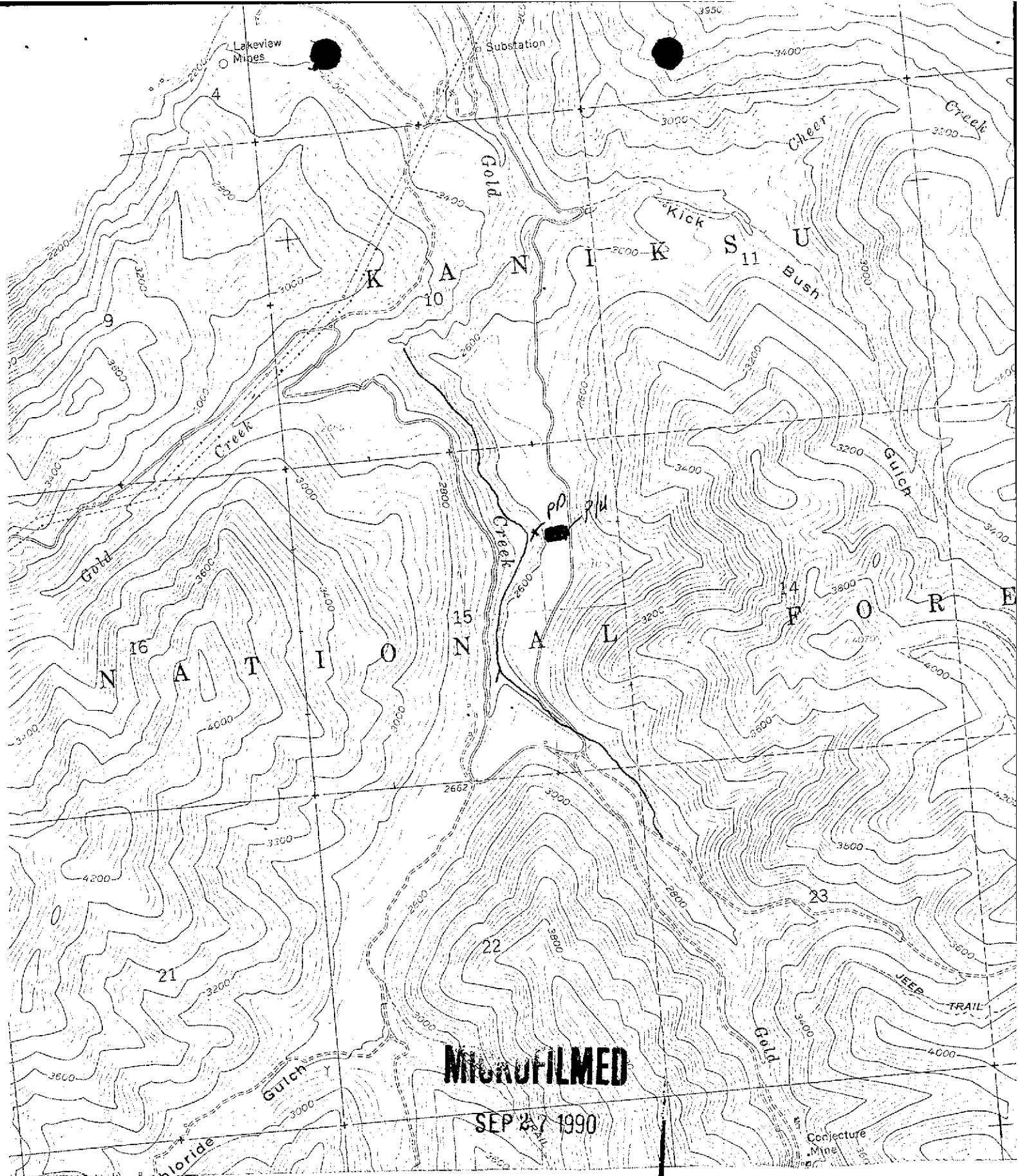
☐ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
- ☒ Photographs of Point of Diversion and Place of Use PHOTO DID NOT DEV
- ☒ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed Tom King 12/1/86 (Signature of examiner and date)
Exam Reviewed by Senior Water Resource Agent 1 12/4/86 (Initial and date)
Exam Reviewed by Manager of Regional Office PSA 12/11/86 (Initial and date)
Exam Date Entered in Computer 12/11/86 (Initial and date)
Exam sent to State Office 12/11/86 (Initial and date)
Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)



TWP. 53 N, RGE. 1W SEC. 15 MAP # E-7 MAP SCALE _____
DATE OF EXAM 10/23/86 PERMIT # 96-8176

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
DEC 15 1986
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 96-8176

1. Owner: CAROL J. BERTONI Phone No. 263-6885 MOBILE
1055
Current Address: LAKEVIEW LANDING, BAYVIEW ID. 83803

2. Accompanied by: NONE EXAM. DATE: _____

Address: NONE Phone No. _____

Relationship to Permit Holder: NONE

3. Source: GW tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE

☐ Copies Attached

2. Other water rights with same point of diversion: NONE

☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached

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Scale: 1" = _____

SEP 27 1990

2. ☐ Copy of U.S.G.S. Quadrangle Attached ☐ Aerial Photo Attached
Showing location(s) of point(s) of diversion and (required for irrigation of 10 acres or more).
place(s) of use (required).
☐ Photo of Diversion and System Attached PHOTO DID NOT DEVELOPE
(required for all but single household domestic groundwater, and stockwater).

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

6" x 140' WELL WITH ONE HP SUBMERSIBLE PUMP & PIPELINE
TO 1000 GAL STORAGE THEN TO PLACE OF USE

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
SUBMERSIBLE	STARITE	1			

*Code to correspond with No. on map and aerial photo

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NE	SW	NE	15	53N	1W	BENNER	

6. **Place(s) of Use:**

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
53N	1W	15				C D													

Do not use this space

RECORDED

SEP 21 1990

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
<i>none</i>						

2. Measurements:

none

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

none

2. Alternate Method for Checking Purposes:

$$\frac{8.8(1) 80\%}{2.3(20) + 140} = 0.04$$

$$\text{EXAM FEE} = 0.04 \text{ cfs}$$

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

MAZ
 $0.04 (365) (1.9835) = 28.96 \text{ AF}$

~~2 CAMPER'S = (2) 50 GPD = 100 GPD~~
~~9 UNITS (NOTE)~~
~~2 HOMES~~
~~TAVERN (24050)~~

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SEP 27 1990

SEE ATTACHED

H. REMARKS AND OVERLAP REVIEW ANALYSIS

PHOTO DID NOT DEV.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
COMMERCIAL	1-1	12-31	0.04	1.3
DOMESTIC (2)	1-1	12-31	0.04	1.2
Totals:			0.04	2.5

2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☒ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

J. AUTHENTICATION

Field Examiner's Name TOM D. KING
Signature Tom D. King
Certification Date _____
Field Report Preparation Date _____

CONSULTANT SEAL

- K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

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SEP 27 1990

CAMPER SPACES:

2 DOUBLE OCCUPANCY SPACES @ 50 GPD/PERS.
 $(2)(2)(50) =$

COMMERCIAL 200

COURTS:

9 DOUBLE OCCUPANCY UNITS @ 50 GPD/PERS.
 $(9)(2)(50) =$

COMMERCIAL 900

SINGLE FAMILY RESIDENCE:

2 RESIDENCE / 7 PERSONS/RES. MAX @ 75 GPD/PERS.
 $(2)(7)(75) =$

DOMESTIC 1050

TAVERN

1 TAVERN CAPACITY 50 PATRONS @ 2 GPD/PATRON
 $(2)(50) =$

COMMERCIAL 100

COMMERCIAL GPD = 1100

DOMESTIC GPD = 1050

$$\frac{(1200)(365)}{325828.8} = 1.3 \text{ AFA}$$

$$\frac{(1050)(365)}{325828.8} = 1.2 \text{ AF}$$

SOURCE: IDAHO DEPT WATER RES "WATER USERS HANDBOOK" 2ND ADDITION
 REVISED 1977

MICROFILMED

SEP 27 1990

4/86

RECEIVED

MAY 2 1986

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only
Fee Received N/A
Date _____
Receipt # _____
Receipt by _____
Sent to S.O. 4/30/86

Department of Water Resources EXAMINATION FEE INFORMATION

RECEIVED
APR 23 1986

1. Permit No. 96-8176

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Carol J. & Michael A. Young

3. Post Office Address: Lakeview Landing
Bayview, Idaho 83803 Telephone No. 263-6885 Ext 1055

4. Source of Water: Ground Water

5. Extent of Use:

Domestic 1 (No. of households) Stockwater _____ (No. and type of stock)

Irrigation _____ (acres) Other/Remark 1 - Tavern

2 - Unit Campground - Permit Motel

6. Total rate &/or volume for which proof is submitted .04 cfs _____ acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

4-21-83

8. Person to contact to accompany the department representative during the field examination:

Carol J. or Michael A. Young (Name) Ext 1055

Lakeview Landing Bayview, Idaho 83803 (Address) 263-6885 (Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

4-24-86
Date

Carol J. & Michael A. Young - Owners
Signature of Permit Holder (and title, if appropriate)

MICROFILMED

SEP 27 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

Mailing address:

Statehouse
Boise, Idaho 83720

A. KENNETH DUNN

Director

96-8176

BERTONI, CAROL J.
LAKEVIEW LANDING
BAYVIEW, ID 83803

138528

April 17, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee to the department to conduct the field examination, but you may change to another certified examiner.

SEP 27 1990

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

MICROFILMED

SEP 27 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

SEPTEMBER 6, 1983

CAROL J. BERTONI
LAKEVIEW LANDING
BAYVIEW ID 83803

RE: Permit No. 96-8176

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 667-6484 or in person at our office.

Sincerely,

/S/
TOM D. KING
Senior Water Resource Agent

cc: IDWR - State Office

MICROFILMED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 96-8176.

Name(s) of Permit Holder: Carol J Bertoni

Post Office Address: Lakeview Landing
Bonanza View ID

Tel. No. _____

Source of Water: Groundwater

Extent of Use:

☒ Domestic

(number of households)

☐ Stockwater

(number and type of stock)

☐ Irrigation

(acres)

☐ Other

Commercial

pc

Measuring Device: Required?

☐ Yes

☒ No

Installed?

☐ Yes

☒ No

Access Port:

Required?

☐ Yes

☒ No

Installed?

☐ Yes

☒ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

4/21/83

Date

Carol J. Bertoni
Signature of Permit Holder

MICROFILMED

PLACE
TEN CENT
STAMP
HERE

Department of Water Resources
Northern District Office

APR 21 1983



D

RECEIVED

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

BERTONI, CAROL J.
LAKEVIEW LANDING
BAYVIEW, ID 83803

AUGUST 02, 1983

RE: PERMIT NO. 96-8176

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: [Signature]

APPLICATION NUMBER: 96-8176

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☒ Yes ☒ No Field check required.
☒ Yes ☒ No Critical groundwater area.
☒ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☒ No In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☒ Other Panhandle Health pac 6-20-83

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☐ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising. 5-23-83 ✓
☐ Yes ☐ No Final date for protests: _____
☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 6/10/83 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
☒ 4/21/83 Date of priority recommended.
Special conditions of approval or cover letter. _____

RECEIVED

JUL 7 1983

By: _____ Date: _____

STATE OFFICE REVIEW:

SLW/cond Department of Water Resources

- ☐ See attached sheet for more information.

By: [Signature] Date: 7/12/83

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POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

96-8126

BERTONI, CAROL J.

LAKEVIEW LANDING, BAYVIEW, ID 83803

Source: GROUNDWATER

Date Filed: 04/21/1983

Diversion Pt: SWNE Sec 15 T 53N R 01W

Use: COMMERCIAL (0.04 CFS)
DOMESTIC (0.08 CFS)

In: SENW Sec 15 T 53N R 01W

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
~~Executive Director~~
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

Panhandle Health District
2195 Ironwood Ct.
Coeur d'Alene, Id. 83814

Re: 96-8176

Gentlemen:

Enclosed is a recent filing with this Department that may be of
interest to you.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

pms

Enc. - Appln.

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